

FORTY-THIRD DAY

(Monday, March 31, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Spears

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Friday, March 28, 1941, was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Spears was granted leave of absence for today on account of important business, on motion of Senator Graves.

Senate Bill 410 on First Reading

Senator Mauritz moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hill
Beck	Isbell
Brownlee	Kelley
Chadick	Lanning
Cotten	Lemens
Fain	Lovelady
Formby	Martin
Graves	Mauritz
Hazlewood	Metcalf

Moffett
Ramsey
Shivers
Smith
Stone
Sulak

Van Zandt
Vick
Weinert
Winfield
York

Absent

Moore

Absent—Excused

Spears

The following bill then was introduced, read first time and referred to the Committee on Public Lands and Land Office:

By Senator Mauritz:

S. B. No. 410, A bill to be entitled "An Act providing for the transfer of title of certain land to Refugio and Aransas Counties, said lands consisting of three adjoining tracts lying under, along and adjacent to a proposed causeway and approaches across Copano Bay in Refugio and Aransas Counties near the town of Bayside."

Signing of Bill and Resolution

The President signed in the presence of the Senate, after their captions had been read, the following enrolled bill and resolution:

H. B. No. 731, A bill to be entitled "An Act amending H. B. No. 375 of the Acts of the Regular Session of the Forty-seventh Legislature which became effective on March 7, 1941, for the purpose of correcting a clerical error made during passage of the bill; and declaring an emergency."

H. C. R. No. 83, Relating to enforcement of certain laws relating to commercial motor vehicles.

Senate Bill 402 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended, to permit consideration of S. B. No. 402 at this time.

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 402, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period

beginning September 1, 1941 and ending August 31, 1943; and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations; and declaring an emergency."

The bill was read second time.

Senator Fain offered the following amendment to the bill:

Amend S. B. No. 402, page 1, by striking out all lines 25 to 64 inclusive; and page 2, by striking out all of lines 1 to 6 inclusive, and inserting in lieu thereof the following:

ALABAMA AND COUSHATTI INDIAN AGENCY,
LIVINGSTON

For the Years Ending
August 31, 1942 August 31, 1943

Salaries:

1. Superintendent-farm supervisor, with provisions for self and family not to exceed in value \$500.00 per annum; also water, lights, fuel and housing. May be supplemented for U. S. aid supervision from U. S. Funds as approved by Board of Control; if U. S. ceases present \$40.00 monthly supplement, may be supplemented by \$40.00 per month from State General Fund.....	\$	1,590.00	\$	1,590.00
2. Office assistant-bookkeeper.....		900.00		900.00
3. Nurse, graduate, with laundry, room and board; to furnish own auto on partial mileage basis.....		1,260.00		1,260.00
4. Maid-cook for hospital, with laundry, room and board.....		600.00		600.00
5. Dentist, part-time, to furnish materials and own transportation.....		900.00		900.00
6. Physician, part-time, to furnish own transportation.....		1,800.00		1,800.00
7. Agent's maintenance man.....		360.00		360.00
8. Help in H. E. Kitchen.....		135.00		135.00
TOTAL SALARIES.....	\$	7,545.00	\$	7,545.00

Maintenance and Miscellaneous:

9. Travel expense of nurse.....	\$	240.00	\$	240.00
10. Car or station wagon for use of Superintendent-farm-supervisor and for hauling of Indians; traveling expenses for agent and Indians.....		1,150.00		650.00
11. Up-keep of hospital clinic, meals and laundry for patients, supplies and medicine....	\$	1,500.00	\$	1,500.00
12. Oil and gas for utilities and equipment, support, maintenance and contingent expenses.....		6,600.00		6,600.00
13. Mortuary expenses.....		400.00		400.00
14. Farm equipment and fertilizer and for clearing of lands for Indians who have small or no farming lands.....		1,200.00		1,200.00
15. Pair of farm mules for agricultural program.....		250.00		
16. To be expended by Agent to further develop Indian Arts and Crafts.....		1,200.00		1,200.00
TOTAL MAINTENANCE AND MISCELLANEOUS.....	\$	12,540.00	\$	11,740.00

	For the Years Ending	
	August 31, 1942	August 31, 1943
Improvements, Repairs and Buildings:		
17. General repairs and improvements.....	\$ 500.00	\$ 500.00
18. Home economics building and equipment.....	3,500.00	
2nd year—equipment.....		250.00
19. Houses for Indians, 7 at an approximate cost of \$1,100 each; for first year.....	7,700.00	
4 at an approximate cost of \$1,100.00 for second year.....		4,400.00
20. For construction and materials of Trading Post—to be expended by Agent.....	650.00	
TOTAL IMPROVEMENTS, RE- PAIRS AND MISCELLANEOUS	\$ 12,350.00	\$ 5,150.00
GRAND TOTAL—ALABAMA AND COUSHATTI INDIANS	\$ 33,335.00	\$ 24,485.00

Senator Aikin moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—16

Aikin	Moffett
Beck	Ramsey
Graves	Smith
Hill	Sulak
Lanning	Van Zandt
Lemens	Weinert
Mauritz	Winfield
Metcalfe	York

Nays—13

Brownlee	Kelley
Chadick	Lovelady
Cotten	Moore
Fain	Shivers
Formby	Stone
Hazlewood	Vick
Isbell	

Absent

Martin

Absent—Excused

Spears

Senator Shivers offered the following amendment to the bill:

Amend S. B. No. 402 by adding thereto a new Section to read as follows:

"There is hereby appropriated the sum of One Million (\$1,000,000) Dollars, to build and furnish a hospital as designated in H. B. No. 397, Section

2, Regular Session, Forty-fifth Legislature, 1937."

The amendment was lost by the following vote:

Yeas—15

Beck	Lanning
Brownlee	Moore
Chadick	Ramsey
Fain	Shivers
Formby	Stone
Hazlewood	Vick
Hill	York
Kelley	

Nays—15

Aikin	Metcalfe
Cotten	Moffett
Graves	Smith
Isbell	Sulak
Lemens	Van Zandt
Lovelady	Weinert
Martin	Winfield
Mauritz	

Absent—Excused

Spears

The bill then was passed to engrossment.

Senate Bill 402 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 402 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Brownlee
Beck	Chadick

Cotten	Metcalf
Fain	Moffett
Formby	Moore
Graves	Ramsey
Hazlewood	Shivers
Hill	Smith
Isbell	Stone
Kelley	Sulak
Lanning	Van Zandt
Lemens	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Conference Committee on House Bill 369

The President announced the appointment of the following conferees on the part of the Senate on H. B. No. 369:

Senators Mauritz, Hill, Lovelady, Stone and Sulak.

Adjournment

Senator Lovelady moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 12:20 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

FORTY-FOURTH DAY

(Tuesday, April 1, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Isbell
Beck	Kelley
Brownlee	Lanning
Chadick	Lemens
Cotten	Lovelady
Fain	Martin
Formby	Mauritz
Graves	Metcalf
Hazlewood	Moffett
Hill	Moore

Ramsey	Van Zandt
Shivers	Vick
Smith	Weinert
Stone	Winfield
Sulak	York

Absent—Excused

Spears

A quorum was announced present. Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Spears was granted leave of absence for today on account of important business, on motion of Senator Vick.

Reading of Letter to Governor

Senator Hill submitted a copy of a letter to Governor O'Daniel, which was read to the Senate, as follows:

Crockett, Texas,
March 30, 1941.

Governor W. Lee O'Daniel,
Austin, Texas.

Mr. O'Daniel:

After listening to your program this morning, I am attempting again to get you to read this letter over the radio.

I am surprised at you criticising the Legislature for not sticking to their promises that they made during their campaign, when you were the "main one" that set the example. You well remember you saying in your campaign that "you were going to see, if elected, that every person over sixty-five years of age in Texas would receive \$30.00 a month." You have not even recommended this to the Legislature, much less saw that these people received the \$30.00, as you promised.

Dear Governor, please explain this to the people next Sunday over the radio. I well know how good you are at "putting the monkey" on the other man's back. I am going to listen next Sunday and see just how well you can perform this job.

It is clear that every tax you have recommended is to tax one class of old age for another class of old age.